

**IN THE UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

| | | |
|------------------|---|---------------------|
| IN RE: |) | |
| |) | CASE NO. 08 B 27705 |
| Geraldine Evans, |) | HON. HOLLIS |
| |) | CHAPTER 13 |
| DEBTOR. |) | |
| |) | |

NOTICE OF MOTION

To: Marilyn Marshall, 224 S. Michigan, Suite 800, Chicago, IL 60604 via electronic court notification; and

Steven R Rappin, Hauselman & Rappin Ltd., Attorney representing CitiMortgage, Inc. 39, South Lasalle Street, Chicago, IL 60603 via facsimile 312 372-0404; and

See attached Service List.

Please take notice that on December 7, 2009 at 9:30 a.m., I shall appear before the Honorable Hollis in Courtroom 644 in the Federal Dirksen Building, 219 S. Dearborn Street, Chicago, Illinois and present the attached motion to vacate order dismissing case and you may appear if you so choose.

PROOF OF SERVICE

The undersigned, an attorney, certifies that he mailed a copy of this notice and motion to the Chapter 13 Trustee via electronic court notification, to the above named addressed via facsimile and to the attached service list via U.S. Mail with postage prepaid from the mail chute located at 20 S. Clark St., 28th Floor, Chicago, IL 60603 on December 2, 2009.

/s/Adam L. Holguin
Attorney for Debtor

Robert J. Semrad & Associates
20 S. Clark St.
28th Floor
Chicago, IL 60603
(312) 913-0625

Document Page 2 of 6
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Date/Time 12-02-2009 01:44:32 p.m. Transmit Header Text
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/s/Adam L. Holguin
 Attorney for Debtor

Robert J. Semrad & Associates
 20 S. Clark St.
 28th Floor
 Chicago, IL 60603
 (312) 913-0625

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Abbreviations:

| | | | |
|------------------|-------------------|-------------------|--------------------------|
| HS: Host send | PL: Polled local | MP: Mailbox print | TU: Terminated by user |
| HR: Host receive | PR: Polled remote | CP: Completed | TS: Terminated by system |
| WS: Waiting send | MS: Mailbox save | FA: Fail | RP: Report |
| | | | G3: Group 3 |
| | | | EC: Error Correct |

Label Matrix for local noticing

U.S. Bankruptcy Court

Amer Rec Sys

0752-1

Eastern Division

Page 3 of 6

8501 W Higgins Rd Suite 780

Case 08-27705

219 S Dearborn

Chicago, IL 60631-2801

Northern District of Illinois

7th Floor

Chicago

Chicago, IL 60604-1702

Wed Dec 2 12:40:18 CST 2009

Asset Acceptance LLC

Bank One-ohio

Bell West Cu

ASSIGNEE/NICOR

201 N Walnut St

3060 S Wolf Rd

P O Box 2036

Wilmington, DE 19801-2920

Westchester, IL 60154-5622

Warren MI 48090-2036

Capital 1 Bk

Cba

Cfmc

11013 W Broad St

25954 Eden Landing First Floor

4050 Regent Blvd Mail Stop N1b-175

Glen Allen, VA 23060-5937

Hayward, CA 94545-3899

Irving, TX 75063-2246

Chase Na

Citifinancial Mortgage

Collection

800 Brooksedge Blv

3232 W Royal Ln

700 Longwater Driv

Westerville, OH 43081-2822

Irving, TX 75063-3105

Norwell, MA 02061-1796

Collection Co America

Creditors Alliance Inc

Debt Credit Services

700 Longwater Dr

Po Box 1288

2493 Romig Rd

Norwell, MA 02061-1796

Bloomington, IL 61702-1288

Akron, OH 44320-4109

Dependon Collection Se

First Premier Bank

Fisher & Shapiro

7627 W Lake St 210

601 S Minnesota Ave

4201 Lake Cook Rd.

River Forest, IL 60305-1878

Sioux Falls, SD 57104-4868

Northbrook, IL 60062-1060

HSBC Bank Nevada and its Assigns

Household Bank

Hsbc/bstby

by eCAST Settlement Corporation

90 Christiana Rd

Pob 15521

as its agent

New Castle, DE 19720-3187

Wilmington, DE 19850-5521

POB 35480

Newark NJ 07193-5480

Hsbc/carsn

Hsbc/menards

Midwest Verizon Wireless

Pob 15521

Pob 15521

PO Box 3397

Wilmington, DE 19850-5521

Wilmington, DE 19850-5521

Bloomington, IL 61702-3397

Nicor Gas

Premier BankCard/Charter

United States Department of Education

1844 Ferry Road

Post Office Box 2208

Direct Loan Servicing Center

Naperville, IL 60563-9600

Vacaville, CA 95696-8208

P.O. Box 5609

Greenville, TX 75403-5609

(p)U S DEPARTMENT OF EDUCATION

Verizon

Zenith Acquisition

P O BOX 5609

1515 Woodfield Rd Suite 1400

220 John Glenn Dr # 1

GREENVILLE TX 75403-5609

Schaumburg, IL 60173-5497

Amherst, NY 14228-2228

eCAST Settlement Corporation
POB 35480
Newark NJ 07193-5480

Adam L. Holguin
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20 S. Clark
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Harvey, IL 60426-2850

Marilyn O Marshall
224 South Michigan Ste 800
Chicago, IL 60604-2503

Mehul D Desai
Robert J Semrad & Associates
20 S. Clark, 28th Floor
Chicago, IL 60603-1802

William T Neary
Office of the U.S. Trustee, Region 11
219 S Dearborn St
Room 873
Chicago, IL 60604-1702

The preferred mailing address (p) above has been substituted for the following entity/entities as so specified
by said entity/entities in a Notice of Address filed pursuant to 11 U.S.C. 342(f) and Fed.R.Bank.P. 2002 (g)(4).

Us Dept Of Education
501 Bleecker St
Utica, NY 13501

The following recipients may be/have been bypassed for notice due to an undeliverable (u) or duplicate (d) address.

(u)CitiMortgage, Inc.

(u)eCAST Settlement Corporation

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| Bypassed recipients | 2 |
| Total | 39 |

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| |) | CHAPTER 13 |
| DEBTOR. |) | |
| |) | |

Motion of Debtor to Vacate Order Dismissing Case

NOW COMES the Debtor, Geraldine Evans, by and through Debtor's attorneys, Robert J. Semrad & Associates, and hereby moves this Honorable Court to vacate the order entered on November 30, 2009, dismissing the Debtor's Chapter 13 case and states the following:

1. That the Debtor filed the above captioned voluntary petition for relief under Chapter 13 of the United States Bankruptcy Code.
2. That this Court has jurisdiction over this proceeding pursuant to 28 U.S.C §1334 & 157. This is a core proceeding pursuant to 28 U.S.C. §157.
3. That the Debtor requests this motion be heard on shortened notice.
4. That the Debtor has not converted the Chapter 13 case to a Chapter 7 case.
5. That on November 30, 2009, this Court entered an Order Dismissing Case for failure to make plan payments.
6. That the Debtor has now tendered counsel certified funds in the amount of \$5,375.00 which makes her substantially current.
7. That the Debtor wishes to proceed and vacate the dismissal at this time.
8. That the foregoing constitutes sufficient grounds for this Court to enter an Order vacating the previous Order Dismissing Case for the purpose of receiving a discharge.

WHEREFORE, Geraldine Evans, Debtor, respectfully requests this Honorable Court to enter an Order (a) vacating the Order Dismissing Case; and (b) for such other and further relief as this Court deems fair and just.

Respectfully submitted,

/s/ Adam L. Holguin
Attorney for the Debtor

Robert J. Semrad & Associates
20 S. Clark St.
28th Floor
Chicago, IL 60603
(312) 913-0625